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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/241,636	02/02/1999	ELLEN M. HEATH	2902162-015000	8977

84331 7590 07/23/2009
Baker Donelson Bearman, Caldwell & Berkowitz, PC
555 Eleventh Street, NW, Sixth Floor
Washington, DC 20004

EXAMINER

GOLDBERG, JEANINE ANNE

ART UNIT	PAPER NUMBER
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1634

MAIL DATE	DELIVERY MODE
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07/23/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary	Application No. 09/241,636	Applicant(s) HEATH ET AL.	
	Examiner JEANINE A. GOLDBERG	Art Unit 1634	

All participants (applicant, applicant's representative, PTO personnel):

(1) JEANINE A. GOLDBERG. (3) Dr. Dirk Loeffert.

(2) Susan McBee. (4) Dr. Nicole Uschkarath.

Date of Interview: 7/20/09.

Type: a) ☐ Telephonic b) ☐ Video Conference
c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.
If Yes, brief description: _____.

Claim(s) discussed: 63.

Identification of prior art discussed: Deggerdal, Shieh, Harvey and Rudi.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The amendment filed 7/17/09 was discussed. The examiner noted the use of consists and consist essentially of. The use of consists essentially of is broadly interpreted as comprising. Dr. Dirk Loeffert explained it was unexpected that a RNA digesting enzyme and a detergent would be expected to be compatible in the same lysing reagent. The examiner encouraged applicant to file a declaration providing objective reasons supporting the position.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Jeanine A Goldberg/ Primary Examiner, Art Unit 1634	
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